

## **NOTICE AND AGENDA**

**SUNNYVALE CITY COUNCIL  
TUESDAY, JANUARY 12, 2010  
COUNCIL CHAMBERS  
CITY HALL - 456 W. OLIVE AVE.  
SUNNYVALE, CALIFORNIA**

### **7 P.M. COUNCIL MEETING**

*Pursuant to Council Policy, City Council will not begin consideration of any agenda item after 11:30 p.m. without a vote. At approximately 9:30 p.m., Council will make an announcement indicating that items may not be heard after 11:30 p.m. Any item on the agenda which must be continued due to the late hour shall be continued to a date certain. Information provided herein is subject to change from date of printing of the agenda to the date of the meeting.*

### **CALL TO ORDER**

### **SALUTE TO THE FLAG**

### **ROLL CALL**

**SPECIAL ORDER OF THE DAY** – Recognition of Outgoing Mayor Anthony (Tony) Spitaleri

**SPECIAL ORDER OF THE DAY** – Ceremonial Oath of Office for Mayor Melinda Hamilton

### **PUBLIC ANNOUNCEMENTS**

*Each speaker is limited to three minutes for announcements of community events, programs, or recognition.*

### **PRESENTATION**

### **CONSENT CALENDAR**

- 1.A. MOTION      Approval of Council Meeting Minutes of January 5, 2010
- 1.B. MOTION      Approval of Information/Action Items – Council Directions to Staff

*Any agenda related writings or documents distributed to members of the City of Sunnyvale City Council regarding any open session item on this agenda will be made available for public inspection in the Office of the City Clerk located at 603 All America Way, Sunnyvale, CA. during normal business hours and in the Council Chambers on the evening of the Council Meeting, pursuant to Government Code §54957.5.*

### **Fiscal Items**

- 1.C. MOTION List of Claims and Bills Approved for Payment by the City Manager – List  
RTC 10-010 No. 485, 486 and 487

Staff Recommendation: Review the attached lists of bills.

Staff Contact: Pete Gonda, (408) 730-7418

### **Contracts**

- 1.D. MOTION Award of Contracts for the Purchase of Vehicle Fuel Based on  
RTC 10-011 Cooperative Reverse Auction No. 1044 (F0912-56)

Staff Recommendation: Council award separate three-year contracts based upon the County of Santa Clara's cooperative reverse auction bid to Petro Diamond Inc. for unleaded fuel, and Falcon Fuels Inc. for diesel fuel, not to exceed budgeted amounts, and authorize the city manager to extend the contracts for two additional one-year periods, provided that pricing and service remain acceptable to the City.

Staff Contact: Pete Gonda, (408) 730-7418

- 1.E. MOTION Award of Contract for Five Police Patrol Vehicles (F0912-48)  
RTC 10-012

Staff Recommendation: Council award a contract for five police patrol vehicles in the amount of \$117,395 to Sunnyvale Ford Lincoln Mercury.

Staff Contact: Pete Gonda, (408) 730-7418

### **SunnyvaleWorks! Contracts**

- 1.F. MOTION Award of Sunnyvale Works! Bid No. F0910-29 Mathilda Avenue  
RTC 10-013 Overhead Bridge Rehabilitation Project

Staff Recommendation: Council award a contract in an amount not to exceed \$15,652,311 to RGW Construction, Inc. for the subject project, and authorize the city manager to execute the contract when all necessary conditions have been met, and approve a project contingency in the amount of \$2,347,847.

Staff Contact: Pete Gonda, (408) 730-7418

- 1.G. MOTION Authorization to Modify an Existing Sunnyvale Works! Contract for  
RTC 10-014 Design Review and Inspection Services for the Mathilda Avenue  
Overhead Bridge Rehabilitation Project (F0912-60)

Staff Recommendation: Council modify an existing contract with the Peninsula Corridor Joint Powers Board to increase the total value of the contract from \$50,000 to \$262,000; and approve a project contingency in the amount of \$31,800.

Staff Contact: Pete Gonda, (408) 730-7418

### **STAFF RESPONSES TO PRIOR PUBLIC COMMENTS**

*Staff may provide further information or clarification for the community's benefit in response to public comments made at previous Council meetings. Staff will not necessarily respond to all public comments.*

### **PUBLIC COMMENTS**

*This category is limited to 15 minutes (may be extended or continued after the public hearings/general business section of the agenda at the discretion of the mayor) with a **maximum of three minutes per speaker**. If your subject is **not** on this evening's agenda you will be recognized at this time; however, the Brown Act (Open Meeting Law) does not allow action by Councilmembers. If you wish to address the Council, please complete a speaker card and give it to the City Clerk. Individuals are limited to one appearance during this section.*

### **COUNCILMEMBER REPORTS ON ACTIVITIES FROM INTERGOVERNMENTAL COMMITTEE ASSIGNMENTS**

### **NON-AGENDA ITEMS & COMMENTS**

- Council
- Staff

### **INFORMATION ONLY REPORTS/ITEMS**

- Draft 2010 Tentative Council Meeting Agenda Calendar

### **ADJOURNMENT**

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### **Notice to the Public:**

The agenda reports to council (RTC's) may be viewed on the City's Web site at <http://sunnyvale.ca.gov> after 7 p.m. on Thursdays or at the Sunnyvale Public Library, 665 W. Olive Ave. as of Fridays prior to Tuesday City Council meetings. Please contact the Office of the City Clerk at (408) 730-7483 for specific questions regarding the agenda.

PLEASE TAKE NOTICE that if you file a lawsuit challenging any final decision on any public hearing item listed in this agenda, the issues in the lawsuit may be limited to the issues which were raised at the public hearing or presented in writing to the Office of the City Clerk at or before the public hearing. PLEASE TAKE FURTHER NOTICE that Code of Civil Procedure section 1094.6 imposes a 90-day deadline for the filing of any lawsuit challenging final action on an agenda item which is subject to Code of Civil Procedure 1094.5.

Pursuant to the Americans with Disabilities Act, if you need special assistance in this meeting, please contact the Office of the City Clerk at (408) 730-7483. Notification of 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (29 CFR 35.104 ADA Title II).

## **GUIDELINES FOR ADDRESSING THE CITY COUNCIL**

### **Public Announcement – Beginning of Council Meeting**

- Three minutes or less per speaker.
- Speakers are requested to give their name (address is optional).
- Recognition of a special achievement.
- Announcement of public event with definite time and date.
- Public events that are of community-wide interest that occur on an annual basis (only announce one time).

### **Public Hearing – Order of Hearing as Follows:**

- Opening remarks by the applicant (if applicable) are limited to 10 minutes.
- Speakers are requested to give their name (address is optional).
- Speakers are to turn in a speaker card to the city clerk.
- Anyone interested in addressing the Council (may only speak one time).
- Closing remarks by the applicant (if applicable) are limited to 10 minutes.
- Time limit of three minutes per person (may be extended at discretion of mayor). Please make comments brief and be prepared to provide new input.

### **Public Comments**

- Any item relevant to the City of Sunnyvale.
- Speakers are requested to give their name (address is optional).
- Speakers are to turn in a speaker card to the city clerk.
- Items not on the agenda.
- Items that do not fall within the scope of the public announcement section.
- This category is limited to 15 minutes (may be extended or continued after the public hearing/general business section of the agenda at the discretion of the mayor) with a **maximum of three minutes per speaker**. If your subject is **not** on this agenda, you will be recognized at this time; however, the Brown Act (Open Meeting Law) does not allow action by the Council. Individuals are limited to one appearance during this section.

### **Planning a presentation for a City Council/Planning Commission meeting?**

To assist you in utilizing the technology available in the Council Chamber, the publication "*How to Make Your Council Chamber Presentation More Effective*" may be helpful. Copies are available on the tables located at the back of the Council Chamber prior to scheduled City Council and Planning Commission meetings. You may also pick up a copy at the Office of the City Clerk or visit the City's Web site at <http://sunnyvale.ca.gov>.

### **Planning to present materials to Council?**

If you wish to provide the City Council with copies of your presentation materials, **please provide 12 copies of the materials to the city clerk** (located to the left of the Council dais). The city clerk will distribute your items to the Council.

### **SCHEDULED COUNCIL MEETINGS**

<b>DATE</b>	<b>MEETING</b>	<b>TIME</b>		<b>PLACE</b>
Jan. 26, 2010	Council Meeting	7	p.m.	Council Chambers
Jan. 29, 2010	Special Council Meeting – Study and Budget Issues Workshop	8:30	a.m.	Council Chambers
Feb. 9, 2010	Council Meeting	7	p.m.	Council Chambers

### **OTHER SCHEDULED MEETINGS**

Jan. 11, 2010	Planning Commission Study Session	7	p.m.	West Conference Rm
Jan. 11, 2010	Planning Commission Public Hearing	8	p.m.	Council Chambers
Jan. 13, 2010	Administrative Hearing	2	p.m.	West Conference Rm
Jan. 13, 2010	Housing & Human Services Commission	7	p.m.	West Conference Rm
Jan. 13, 2010	Heritage Preservation Commission	7	p.m.	Lobby Conference Rm
Jan. 13, 2010	Parks and Recreation Commission	7	p.m.	Council Chambers
Jan. 20, 2010	Arts Commission	7	p.m.	Council Chambers
Jan. 21, 2010	Bicycle and Pedestrian Advisory Commission	6:30	p.m.	West Conference Rm
Jan. 25, 2010	Planning Commission Study Session	7	p.m.	West Conference Rm
Jan. 25, 2010	Planning Commission Public Hearing	8	p.m.	Council Chambers
Jan. 27, 2010	Administrative Hearing	2	p.m.	West Conference Rm
Feb. 1, 2010	Board of Library Trustees	7	p.m.	Library Program Rm A
Feb. 8, 2010	Personnel Board	5	p.m.	Council Chambers
Feb. 8, 2010	Planning Commission Study Session	7	p.m.	West Conference Rm
Feb. 8, 2010	Planning Commission Public Hearing	8	p.m.	Council Chamber
Feb. 10, 2010	Administrative Hearing	2	p.m.	West Conference Rm
Feb. 10, 2010	Parks and Recreation Commission	7	p.m.	Council Chambers
Feb. 17, 2010	Arts Commission	7	p.m.	Council Chambers

### **CHANNEL 15 – KSUN**

For a complete schedule of KSUN-15 broadcasts, visit [KSUN.inSunnyvale.com](http://KSUN.inSunnyvale.com)

Jan. 10, 2010	City Council Meeting – Replay of Jan. 5, 2010	4	p.m.
Jan. 12, 2010	City Council Meeting – Live	7	p.m.
Jan. 13, 2010	City Council Meeting – Replay of Jan. 12, 2010	7	p.m.
Jan. 17, 2010	City Council Meeting – Replay of Jan. 12, 2010	4	p.m.
Jan. 26, 2010	City Council Meeting – Live	7	p.m.
Jan. 27, 2010	City Council Meeting – Replay of Jan. 26, 2010	7	p.m.
Jan. 31, 2010	City Council Meeting – Replay of Jan. 26, 2010	4	p.m.